



Docket No.: TOYA140.001APC

Please Direct All Correspondence to Customer Number 20995

January 15, 2007
Page 1 of 1**NOTICE OF APPEAL**

FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant : Kaji, et al.
App. No : 10/508,980
Filed : September 24, 2004
For : REMEDY FOR MUSCLE HYPERACTIVITY
Examiner : Kosson, Rosanne
Art Unit : 1653

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 16, 2007

(Date)

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 14, 2006 finally rejecting Claims 8-16.

| FEE CALCULATION | | | | |
|-------------------|-------------|----------------|-------------|------------------------------|
| FEE TYPE | | FEE CODE | CALCULATION | TOTAL |
| Notice of Appeal | 41.20(b)(1) | 1401 (\$500) | | \$500 |
| 3 Month Extension | 1.17(a)(3) | 1253 (\$1,020) | | \$1,020 |
| | | | | TOTAL FEE DUE \$1,520 |

(X) An extension of time is hereby requested by payment of the appropriate fee indicated above.
(X) A check in the amount of \$1,520 is enclosed.
(X) Return prepaid postcard.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Dated: January 16, 2007

01/23/2007 RHEBRAHT 00000032 10508980

01 FC:1401 500.00 OP
02 FC:1253 1020.00 OP

3306320\011507

Che Swyden Chereskin, Ph.D.
Registration No. 41,466
Agent of Record
Customer No. 20,995
(949) 760-0404